

No. 15-8049 *** CAPITAL CASE ***

Title: Duane Edward Buck, Petitioner

v.

Lorie Davis, Director, Texas Department of Criminal Justice, Correctional Institutions Division

Docketed: February 4, 2016

Lower Ct: United States Court of Appeals for the Fifth Circuit

Case Nos.: (14-70030)

Decision Date: August 20, 2015

Rehearing Denied: November 6, 2015

Questions Presented

---Date---	------Proceedings and Orders----------
Feb 4 2016	Petition for a writ of certiorari and motion for leave to proceed in forma pauperis filed. (Response due March 7, 2016)
Mar 2 2016	Order extending time to file response to petition to and including March 21, 2016.
Mar 7 2016	Brief amici curiae of Mark L. Earley, et al. filed.
Mar 21 2016	Brief of respondent William Stephens, Director, Texas Department of Criminal Justice, Correctional Institutions Division in opposition filed.
Apr 4 2016	Reply of petitioner Duane Edward Buck filed.
Apr 7 2016	DISTRIBUTED for Conference of April 22, 2016.
Apr 15 2016	Rescheduled.
Apr 25 2016	DISTRIBUTED for Conference of April 29, 2016.
Apr 27 2016	Rescheduled.
May 9 2016	DISTRIBUTED for Conference of May 12, 2016.
May 11 2016	Rescheduled.
May 16 2016	DISTRIBUTED for Conference of May 19, 2016.
May 23 2016	DISTRIBUTED for Conference of May 26, 2016.
May 31 2016	DISTRIBUTED for Conference of June 2, 2016.
Jun 6 2016	Motion to proceed in forma pauperis and petition for a writ of certiorari GRANTED.
Jun 9 2016	Consent to the filing of amicus curiae briefs in support of either party or of neither party from counsel for the respondent.
Jul 13 2016	SET FOR ARGUMENT on Wednesday, October 5, 2016.
Jul 14 2016	The time to file the joint appendix and petitioner's brief on the merits is extended to and including July 28, 2016.
Jul 19 2016	Consent to the filing of amicus curiae briefs, in support of either party or of neither party, received from counsel for the petitioners.
Jul 22 2016	Record requested from U.S.C.A. 5th Circuit.
Jul 22 2016	Record from U.S.C.A. 5th Circuit is electronic and located on PACER.
Jul 28 2016	Joint appendix filed. (Statement of costs filed.)
Jul 28 2016	Brief of petitioner Duane Edward Buck filed.

Jul 29 2016	Brief amicus curiae of National Black Law Students Association filed.
Aug 4 2016	Brief amicus curiae of Constitutional Accountability Center filed.
Aug 4 2016	Brief amici curiae of National Association of Criminal Defense Lawyers, et al. filed.
Aug 4 2016	Brief amicus curiae of Lawyers' Committee for Civil Rights Under Law filed.
Aug 4 2016	Brief amici curiae of Former Prosecutors filed.
Aug 4 2016	Brief amicus curiae of David Boyle filed.
Aug 19 2016	CIRCULATED.
Aug 29 2016	Brief of respondent Lorie Davis, Director, Texas Department of Criminal Justice, Correctional Institutions Division filed. (Distributed)
Sep 28 2016	Reply of petitioner Duane Edward Buck filed. (Distributed)
Oct 5 2016	Argued. For petitioner: Christina A. Swarns, New York, N. Y. For respondent: Scott A. Keller, Solicitor General, Austin, Tex.
Feb 22 2017	Judgment REVERSED and case REMANDED. Roberts, C. J., delivered the opinion of the Court, in which Kennedy, Ginsburg, Breyer, Sotomayor, and Kagan, JJ., joined. Thomas, J., filed a dissenting opinion, in which Alito, J., joined.
Mar 27 2017	JUDGMENT ISSUED

~~Name~~~~~~~~~~~~~~~~~~~~~~	~~~~~~~Address~~~~~~~~~~~~~~~~~~~	~~Phone~~~
Attorneys for Petitioner:		
Christina A. Swarns Counsel of Record	NAACP Legal Defense & Educational Fund, Inc. 40 Rector Street, 5th Floor New York, NY 10006 cswarns@naacpldf.org	(212) 965-2267
Party name: Duane Edward Buck		
Attorneys for Respondent:		
Scott A. Keller Counsel of Record	Solicitor General Office of the Attorney General P.O. Box 12548 Capitol Station (MC 059) Austin, TX 78711-2548 scott.keller@oag.texas.gov	(512) 936-1700
Party name: Lorie Davis, Director, Texas Department of Criminal Justice, Correctional Institutions Division		
Fredericka Sargent Counsel of Record	Assistant Attorney General P. O. Box 12548 Capitol Station Austin, TX 78711-2548 fredericka.sargent@oag.texas.gov	(512) 936-1400
Party name: Lorie Davis, Director, Texas Department of Criminal Justice, Correctional Institutions Division		
Other:		
Deborah N. Archer	New York Law School Racial Justice Project 185 West Broadway New York, NY 10013 deborah.archer@nyls.edu	(212) 431-2138
Party name: National Black Law Students Association		

David C. Boyle
P.O. Box 15143
Long Beach, CA 90815
dbo@boyleslaw.org
(734) 904-6132

Party name: David Boyle

Brianne Jenna Gorod
Constitutional Accountability Center
1200 18th Street, NW
Suite 501
Washington, DC 20036
brianne@theusconstitution.org
(202) 296-6889

Party name: Constitutional Accountability Center

Michael J. Gottlieb
Boies, Schiller & Flexner LLP
5301 Wisconsin Ave., N.W.
Washington, DC 20015
mgottlieb@bsfllp.com
(202) 237-2727

Party name: Former Prosecutors

Brian J. Murray
Jones Day
77 West Wacker
Chicago, IL 60601
bjmurray@jonesday.com
(312) 782-3939

Party name: Lawyers' Committee for Civil Rights Under Law

Hilary Sheard
Texas Criminal Defense Lawyers Association
7421 Burnet Road, #300-512
Austin, TX 78757-2250
HilarySheard@Hotmail.com
(512) 524-1371

Party name: National Association of Criminal Defense Lawyers, et al.

Clifford M. Sloan
Skadden, Arps, Slate, Meagher & Flom
1440 New York Avenue, N.W.
Washington, DC 20005
cliff.sloan@skadden.com
(202) 371-7000

Party name: Mark L. Earley, et al.